

Mail Stop 16 09/13/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.	6,798,935	Issued	September 28, 2004
Application No.	10/048,126	Group Art Unit	2879
Filing Date	03/26/2002	Examiner Name	Sumati KRISHNAN
First Named Inventor	Claude BOURGEOIS	Attorney Docket No.	GLN-009US
Title: SWITCHING DEVICE, PARTICULARLY FOR OPTICAL SWITCHING			

REQUEST FOR REFUND

Mail Stop 16  
Director of the USPTO  
P.O. Box 1450  
Alexandria, VA 22313-1450


Dear Sir:

We have just been advised today (October 29, 2004) that the patentee was eligible to claim small entity status. Accordingly, we hereby request a refund of \$665.00 (representing 50% of the issue fee paid). Copies of the fee transmittal and corresponding USPTO Deposit Account Statement are enclosed.

Although 37 CFR §1.28 requires that any request for a refund must be made within 3 months of the date the fee was timely paid, i.e., by October 8, 2004, we hereby request an exception in this case because:

- (1) the file was previously handled by another Swiss firm who did not advise the undersigned about the applicants' eligibility to claim small entity status when instructing to file the application as they normally do;
- (2) the 1<sup>st</sup> USPTO fee that the new Swiss firm (Patents & Technology) was responsible for was the issue/publication fee; and
- (3) the applicant advised Patents & Technology only when reimbursing our firm on September 15, 2004 (copy of Patents & Technology wire transfer fee enclosed).


October 29, 2004  
Date

  
Deborah G. VandenHoff  
Agent for Applicant(s)  
Reg. No. 45,176

Please send correspondence to:  
Van Tassel & Associates  
5116 Bissonnet  
Suite 442  
Bellaire, Texas 77401  
713-839-1749

Adjustment date: 12/10/2004 RCLEMONS

12/10/2004 RCLEMONS 00000001 110227 10048126

<p><b>CERTIFICATE OF MAILING</b></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450, on the date indicated below.</p>	
<p> Deborah G. VandenHoff</p>	<p>Date Deposited: October 29, 2004</p> <p>Van Tassel &amp; Associates, CR 5116 Bissonnet, Suite 442 Bellaire, TX 77401 Phone: (713) 839-1749 Fax: (713) 839-1790</p>

01 FC:2501

10048126

# PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail Stop ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
 or Fax **(703) 746-4000**

**INSTRUCTIONS:** This form should be used for transmitting the **ISSUE FEE** and **PUBLICATION FEE** (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

**CURRENT CORRESPONDENCE ADDRESS** (Note: Legibly mark-up with any corrections or use Block 1)

26003 7590 04/09/2004  
**VAN TASSEL AND ASSOCIATES**  
**POST OFFICE BOX 2928**  
**BELLAIRE, TX 77402-2928**

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

**Certificate of Mailing or Transmission**  
 I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO, on the date indicated below.

Deborah G. Vandenhoff (Depositor's name)  
 [Signature] (Signature)  
 July 8, 2004 Fax to 703-746-4000 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/048,126	03/26/2002	Claude Bourgeois	GLN-009US	2839

**TITLE OF INVENTION:** SWITCHING DEVICE, PARTICULARLY FOR OPTICAL SWITCHING

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$300	\$1630	07/09/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
KRISHNAN, SUMATI	2879	385-016000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☒ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Van Tassel & Associates

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Colibrys S.A.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Neuchatel, Switzerland

Please check the appropriate assignee category or categories (will not be printed on the patent); ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

☒ Issue Fee

☒ Publication Fee

☐ Advance Order - # of Copies

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number **11-0227** (enclose an extra copy of this form).

Director for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature)

[Signature]

(Date)

July 8/2004

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)

PTOL-85 (Rev. 11/03) Approved for use through 04/30/2004.

OMB 0651-0033

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

## Deposit Account Statement


**United States  
Patent and  
Trademark Office**
**Deposit Account Statement**

Requested Statement Month:  
Deposit Account Number:  
Name:  
Attention:  
Address:  
City:  
State:  
Zip:

July 2004  
110227  
GREGORY A COTTON, P.C.  
GREGORY A. COTTON, ESQ.  
817 N. 2ND STREET  
BELLAIRE  
TX  
77401-2801

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
07/06	55	10488174	GLN-044US 8021		\$40.00	\$2,739.00
07/09	42	E-REPLENISHMENT		9203	-\$1,500.00	\$4,239.00
07/09	48	10048126	GLN-009US 1501		\$1,330.00	\$2,909.00
07/09	49	10048126	GLN-009US 1504		\$300.00	\$2,609.00
07/09	104	10500535	GLN-047US 1613		\$920.00	\$1,689.00
07/14	33	10490615	GLN-045US 8021		\$40.00	\$1,649.00
07/15	270	10481952	GLN-041US 1617		\$130.00	\$1,519.00
07/19	9	10481952	GLN-041US 1617		-\$130.00	\$1,649.00
07/19	10	10481952	GLN-041US 1618		\$130.00	\$1,519.00
07/21	124	10490615	GLN-045US 2617		\$65.00	\$1,454.00
07/21	125	10490615	GLN-045US 1618		\$130.00	\$1,324.00
START BALANCE			SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
\$2,779.00			\$3,085.00	\$1,630.00	\$1,324.00	

**Need Help? | [Return to USPTO Home Page](#) | [Return to Finance Online Shopping Page](#)**

09779

 JPMorganChase

JPMorgan Chase Bank  
Funds Transfer  
P.O. Box 31339  
Tampa, FL 33631-3339

ORIGINAL  
ADVISE OF CREDIT

WE CREDIT YOUR ACCOUNT NO 038000060897  
FOR PAYMENT INDICATED SAME DAY FUNDS

\$2,034.00\*\*

KURT D. VAN TASSEL DBA  
VAN TASSEL & ASSOCIATES  
5959 WEST LOOP SOUTH SUITE 205  
BELLAIRE TX 77401

IMAD:0915 B1Q8384C 001584  
OMAD:0915 K3QF381R 000178

INVOICE 1834

BANK TO BANK INFORMATION  
/OCMT/USD2034,00/

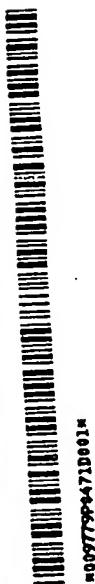
ie. 2004/September/15

Date 04/09/15  
Our Ref. (TRN) NO. 00178172592T  
Please mention our Reference No. (TRN) in any correspondence.  
Originator's Date 04/09/15  
Related Ref. No. V53125755473001

RECEIVED FROM  
PATENTS + TECHNOLOGY

SURVEYS SA  
2000 NEUCHATEL

ORDERING BANK  
DEUTSCHE BANK TRUST CO. AMERICAS  
BANKERS TRUST PLAZA  
NEW YORK NY



#00977994710601\*

# Van Tassel & Associates

5959 West Loop South, Suite 205  
Houston (Bellaire), Texas 77401

Patent & Technology Surveys SA  
Rue des Terreaux 7  
P.O. Box 2848  
CH-2001 Neuchatel  
SWITZERLAND

DEBIT NOTE NO.	1834
DATE	7/12/2004

Payable on Receipt

Your Reference:	Colib-27-PCT-US...
Our Reference:	PTS-001US

EIN 76-0564722

## FOR SERVICES:

Docketing and reporting Notice of Allowance, paying issue fee, proofreading claims  
and forwarding Letters Patent. 400.00

Total Fees:

## FOR REIMBURSABLE EXPENSES:

Government Fees - Issue Fee	1,330.00
Government Fees - Publication Fee	300.00
Electronic Copy of Issued US Patent	4.00
	1,634.00

Total Reimbursable Expenses:

**Total (USD) \$2,034.00**

Wire Transfer may be directed to: CHASE BANK OF TEXAS N.A., Houston, Texas  
Routing No. 113000609, Account No. 38000060897, Van Tassel & Associates